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DEC 08 2004

TECHNOLOGY CENTER 3600

In re Application of
Thomas Mikus, et al.
Application No. 09/080,684
Filed: May 18, 1998
For: REMEDIATION METHOD

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:
: **DECISION ON PETITION**
:
: **TO WITHDRAW THE**
: **HOLDING OF ABANDONMENT**

This is in response to the petition to withdraw the holding of abandonment, filed in the United States Patent and Trademark Office on May 17, 2004.

The petition is **GRANTED**.

This application was held abandoned for failure to timely respond to the Restriction Requirement mailed September 28, 2001, setting a one month shortened statutory period for response. The application became abandoned on March 28, 2002, and a Notice to that effect was mailed April 4, 2002.

Applicants contend that the Restriction Requirement and Notice of Abandonment were never received.

A review of the application file reveals that a Power of Attorney and Change of Correspondence Address was received in the Office on January 23, 2001, and was placed in the application file wrapper. However, it appears that the paper was never processed and entered into the USPTO database. Thus, the Restriction Requirement and Notice of Abandonment were not mailed to the new address.

The January 23, 2001 Power of Attorney and Change of Correspondence Address has since been processed and entered into the USPTO database.

The application is being forwarded to the Supervisory Legal Instruments Examiner with instructions to withdraw the holding of abandonment and restore the application to pending status, before re-dating and re-mailing the Restriction Requirement, originally mailed on September 28, 2001.



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SNM/rwg: 11/22/04